



05 DEC 2007

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In re Application of	:	
MOSSAKOWSKI, Gerd	:	
Application No.: 10/522,520	:	DECISION ON
PCT No.: PCT/DE03/02556	:	
Int. Filing Date: 29 July 2003	:	PETITION
Priority Date: 29 July 2002	:	
Attorney Docket No.: 102132-24	:	UNDER 37 CFR 1.181
For: METHOD FOR VIDEO MONITORING	:	
OBJECTS BY MEANS OF A MOBILE	:	
COMMUNICATION SYSTEM	:	

This decision is in response to "Renewed Petition Under 37 CFR 1.181," filed on 22 November 2006.

BACKGROUND

On 07 November 2006, the Office mailed Decision On Petition Under 37 CFR 1.181, dismissing applicant's petition.

On 22 November 2006, applicant filed this renewed petition under 37 CFR 1.181.

DISCUSSION

The showing required to establish nonreceipt of an Office communication is set forth in the notice entitled *Withdrawing the Holding of Abandonment When Office Actions Are Not Received*, 1156 O.G. 53 (Nov. 16, 1993). The showing must include: (1) a statement by the practitioner that the Office action was not received by the practitioner; (2) a statement attesting that a search of the file jacket and docket records indicates that the Office action was not received; and (3) a copy of the docket record where the non-received Office action would have been entered had it been received (the docket record must also be referenced in practitioner's statement).

Items (1) and (2) were previously satisfied.

Item (3) has now been satisfied. Applicant has provided a copy of the docket record where the non-received Office action would have been entered had it been received and the docket record is referenced in practitioner's statement. Additionally, applicant has provided an explanation of the indications in the docket record.

CONCLUSION

For the reasons set forth above, the petition under 37 CFR 1.181 is **GRANTED** without prejudice.

This application is being forwarded to the National Stage Processing Branch of the Office of PCT Operations for further processing consistent with this decision. The application has a 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) date of 14 August 2006.

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